IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 18TH JANUARY 2007 / 28TH PAUSHA 1928

WP(C).No. 2099 of 2007(Y)

PETITIONER:

L. VALSALA DEVI, W/O.N.P.RAMESHKUMAR,
AGED 49 YEARS, PRESENTLY EMPLOYED AS X-RAY
TECHNICIAN GRADE-I IN THE MEDICAL COLLEGE HOSPITAL
THIRUVANANTHAPURAM AND RESIDING AT `SREE VALSAM',
NEAR GOVERNMENT LAW COLLEGE JUNCTION,KUNNUKUZHI
WARD, VANCHIYOOR POST OFFICE,THIRUVANANTHAPURAM.

BY ADV. SRI.G.P.SHINOD
SRI.RAM MOHAN.G.
SRI.MANU V.

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY ITS CHIEF SECRETARY,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. DIRECTOR OF HEALTH SERVICES,
GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

3. VASANTHA KUMARI,
X-RAY MECHANIC, MEDICAL COLLEGE HOSPITAL,
THIRUVANANTHAPURAM.

R1 & 2 BY GOVT. PLEADER SHRI.BIJOY CHANDRAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

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WP(C).No.2099 OF 2007-Y.

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Dated this the 18th day of January, 2007.

J U D G M E N T

The petitioner is working as X-ray Technician Grade-I in the Medical College Hospital, Thiruvanantharum. She has staked a claim for promotion to the post of X-ray Mechanic in the Medical College Hospital, Thiruvananthapuram and S.A.T. Hospital, Thiruvananthapuram. Counsel for the petitioner submits that two vacancies had arisen in the post of X-ray Mechanic and those vacancies will have to be filled up by promotion from feeder category members working as X-ray Technician Gr.I. But the authorities have neglected the claim of the petitioner and others in the feeder category. Representations filed by the petitioner have not been considered. Ext.P2 representation was filed by the petitioner on 20-7-2006 requesting to appoint her as X-ray Mechanic. Subsequently the Kerala Government Qualified X-ray Technicians Association filed Ext.P3 espousing the cause of X-ray Technicians. Since there was no response to these representations, the association filed another representation as evidenced by Ext.P4 before the Hon'ble Minister for Health. But it is submitted that, the

respondents 1 and 2 have not taken any action to redress the grievance of the petitioner. Instead, the 3rd respondent has been appointed against the rules, it is contended.

2. In the circumstances, it is necessary in the interest of justice to direct the 2nd respondent to pass a speaking order after considering Exts.P2 and P3 representations. The writ petition is disposed of directing the 2nd respondent to do the needful, as directed, within two weeks from the date of receipt of a copy of this Judgment. The petitioner shall produce a copy of this Judgment along with a copy of the writ petition before the 2nd respondent for compliance.

K.K.DENESAN, JUDGE.

kvs/-